

SPEAKER LUEDTKE: All right. The motion then is to raise the Call so clear the board. The motion then is to raise the Call. All those in favor vote aye, opposed nay. All right, record the vote on the raising of the Call.

CLERK: 27 ayes, 0 nays to raise the Call, Mr. President.

SPEAKER LUEDTKE: The Call is raised and we'll then report the vote on the Duis amendment.

CLERK: 17 ayes, 15 nays on the adoption of the Duis amendment, Mr. President.

SPEAKER LUEDTKE: The motion fails. We have one more amendment I believe on the desk before the Chambers motion to indefinitely postpone.

CLERK: Mr. President, Senator DeCamp now moves, well it is a two page amendment. Would you care for me to read that, Senator?

SENATOR DE CAMP: The only operative part I can read here in ten seconds. The other you know, is just the nonsense. Okay. Mr. President, members of the Legislature, I'm not going to take any great deal of time. The amendment would gut the resolution as it is and say as follows: "The Legislature shall in accordance with the United States Supreme Court decisions provide by law for a sentence of death to be imposed in certain cases upon persons convicted of murder in the first degree", would go on the ballot for or against. If the people voted for the death penalty it would be retained in Nebraska law as it is now but it would be locked into the Constitution, the death penalty would. Many people have expressed desire to let the people speak on it. This is what this would do. If you put it on the November ballot of course, it would take thirty votes. If you put it on the May ballot it would take forty. To Senator Chambers and some of those that are extremely sincere in their goals, I would only point out that I have an accompanying resolution which would halt any action until such time as the people have spoken on the issue. They may be interested or may not be interested. I have a strong feeling that once it goes on the ballot, the people would overwhelmingly endorse retention of the death penalty and we would not have to face the problem of a repeal of the death penalty except through the Constitution or a vote of the people. It would be locked in. If you want to put it on the ballot this is the proper way to do it. I don't care what you do. Otherwise I think we should kill the resolution if this is not adopted.

SPEAKER LUEDTKE: Any further discussion? Senator Kelly. The Chair recognizes Senator Kelly.

SENATOR KELLY: Mr. President, members, a question of Senator DeCamp.

SENATOR DE CAMP: Yes, sir.

SENATOR KELLY: Specifically what would the election question be and...?

SENATOR DE CAMP: The election question would be, "The Legislature shall in accordance with the United States Supreme Court decisions provide by law for a sentence of death to be imposed in certain cases upon persons convicted of murder in the first degree. For, against." In other words, for keeping